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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CLAIRE PADDY and NEIL HAVEN, on behalf
of themselves and all others similarly situated,

Plaintiffs,

v.

23ANDME, INC.,

Defendant.

Case No. 4:23-cv-06698-KAW

**DECLARATION OF MATTHEW B.
GEORGE IN SUPPORT OF
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES SHOULD
BE RELATED PURSUANT TO CIVIL
LOCAL RULES 3-12 AND 7-11**

1 I, Matthew B. George, declare as follows:

2 1. I am a partner with Kaplan Fox & Kilsheimer LLP, counsel for Plaintiffs Claire Paddy
3 and Neil Haven (“*Paddy* Plaintiffs”), in the above entitled action, *Paddy, et al. v. 23andMe, Inc.*, Case
4 No. 4:23-cv-06698-KAW (the “*Paddy* Action”). I submit this Declaration in Support of Plaintiffs’
5 Administrative Motion to Consider Whether Cases Should be Related Pursuant to Civil Local Rules 3-
6 12 and 7-11. I have personal knowledge of the facts stated in this Declaration and, if called a witness, I
7 could and would testify competently to them.

8 2. The *Paddy* Action was filed on December 29, 2023, and is currently assigned to
9 Magistrate Judge Kandis A. Westmore. *Santana, et al. v. 23andMe, Inc.*, Case No. 3:23-cv-05147-EMC
10 (N.D. Cal) (the “*Santana* Action”) was filed on October 9, 2023, and is the first-filed action. The *Santana*
11 Action is currently assigned to the Honorable Edward M. Chen.

12 3. There are at least 20 other cases filed in this District that have already been related to the
13 *Santana* Action. See Case No. 3:23-cv-05147-EMC, ECF Nos. 24 and 30 (collectively, the “23andMe
14 Actions”). The *Paddy* Plaintiffs expect that additional cases arising from 23andMe’s breach of personal
15 and confidential information will ultimately be related to the *Santana* Action as well.

16 4. The *Paddy* and *Santana* Actions involve the same Defendant and substantially the same
17 facts. See Civ. L.R. 3-12(a)(1). Specifically, Plaintiffs in both of the cases are consumers who allege
18 that their private personally identifiable information (“PHI”) and personal genetic information (“PGI”)
19 was stolen from 23andMe by unauthorized persons in early October 2023 (the “Data Breach”).
20 Furthermore, both of the cases are putative class actions seeking to represent substantially similar, if not
21 identical, putative classes, and seek damages and other relief. As such, each action will require
22 adjudication of substantially the same questions of law and fact.

23 5. Concurrently with the filing of this Administrative Motion, the parties in the related
24 action will be served with copies of this motion and all supporting documents filed with it.

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1 I declare under penalty of perjury under the laws of the United States and the State of California
2 that the foregoing is true and correct.

3 Executed this 4th day of January, 2024 at San Diego, California.

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5 /s/ Matthew B. George
Matthew B. George
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